REMARKS

In the Office Action,[1] the Examiner rejected claims 1-11 on the ground of non-statutory double patenting in view of U.S. Patent No. 6,535,854 to Buchner et al. ("*Buchner*") and U.S. Patent No. 6,119,088 to Ciluffo ("*Ciluffo*").

By this amendment, Applicants propose to amend claims 1-8 and 10. Upon entry of this amendment, claims 1-11 would remain pending.

Applicants respectfully traverse the rejection of claims 1-11 on the grounds of non-statutory obviousness-type double patenting, as being allegedly patentably indistinct from claims 1-22 of *Buchner* in view of *Ciluffo*.

Independent claim 1 recites a voice recognition control system for controlling input/output of a preregistered first electronic device having a prerecorded first voice recognition table where an operator's voice is stored in advance as an expected value, including control means for:

> receiving a permission request initiated by an unregistered
> second electronic device, the request requesting permission
> to transfer a second voice recognition table to the control
> means.

The claims of *Buchner* do not require the "permission request" of claim 1 of this application, and *Ciluffo* does not teach or suggest the claimed "permission request."

Claim 1 of *Buchner* recites a speech unit, a device, and "a control unit in said speech unit to send control-network-commands to said device connected to said speech unit so that said device transmits device or medium dependent vocabulary and/or grammar . . . to said speech unit," (emphasis added).

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[1] The Office Action contains a number of statements reflecting characterizations of the related art and the claims. Regardless of whether any such statement is identified herein, Applicants decline to automatically subscribe to any statement or characterization in the Office Action.

However, *Buchner's* speech unit does not "receiv[e] a <u>permission request initiated by</u> an unregistered second electronic device," as recited in claim 1 of this application (emphasis added).

Ciluffo does not cure the deficiencies of *Buchner's* claims.

Ciluffo discloses a voice activated programmer 10, used to control operation of an appliance. *Ciluffo*, col. 3, lines 18-21. Programmer 10 determines if a speech pattern of received audio matches a stored pattern for a person authorized to control the appliance. However, *Ciluffo* programmer 10 does not "receiv[e] a <u>permission request initiated by</u> an unregistered second electronic device," as recited in claim 1 (emphasis added).

Accordingly, *Buchner's* claims, even when combined with the teachings of *Ciluffo*, do not teach or suggest the "permission request," of claim 1. Accordingly, claim 1 and the claims of *Buchner* are patentably distinct.

Independent claim 7 of this application, while of different scope than claim 1, is patentably distinct from *Buchner's* claims for at least the same reasons as claim 1. Claims 2-6 and 8-11 depend from one of the independent claims.

Applicants respectfully request that the Examiner enter this Amendment under 37 C.F.R. § 1.116, placing the claims in condition for allowance.

In view of the foregoing, Applicants submit that the claims are neither anticipated nor rendered obvious in view of the cited references. Applicants therefore request the entry of this Amendment, the Examiner's reconsideration of the application, and the timely allowance of the pending claims.
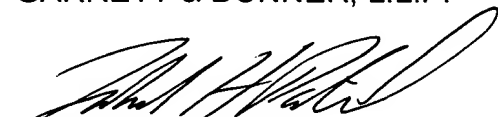
Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

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Dated: July 20, 2009   By: _____

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